

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. §§ 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.06 J, Closed Area No. 25-D, Long Cove Point to Muscongus Harbor, Bristol, promulgated on October 9, 1991, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.06 J, Closed Area No. 25-D, Long Cove Point to Muscongus Harbor, Bristol

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters within 500 feet of shore between Long Cove Point, Bristol, and the southeast side of the mouth of Browns Cove.
2. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters within 500 feet of shore between the northeast side of the mouth of Browns Cove and the southeast side of the Muscongus Harbor.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: October 6, 2004

AGENCY CONTACT PERSON: Amy Fitzpatrick
Department of Marine Resources
194 McKown Point Road
W. Boothbay Harbor, ME 04575

LINCOLN COUNTY NEWS
October 14, 2004

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.06 J, Closed Area No. 25-D, Long Cove Point to Muscongus Harbor, Bristol, promulgated on October 9, 1991, and replaces it with a new regulation. This new regulation re-describes the two closures between Long Cove Point and Muscongus Harbor. This is an administrative change.

Department personnel have determined that shellfish can be harvested in Browns Cove without threat to public health. The closed areas are subject to point and non-point pollution, and consequently, they are closed for shellfish harvesting.



HAROLD C. WINTERS
ADMINISTRATIVE OFFICER FOR GEORGE D.
LAPOINTE, COMMISSIONER AS AUTHORIZED
BY 12 M.R.S.A. § 6023



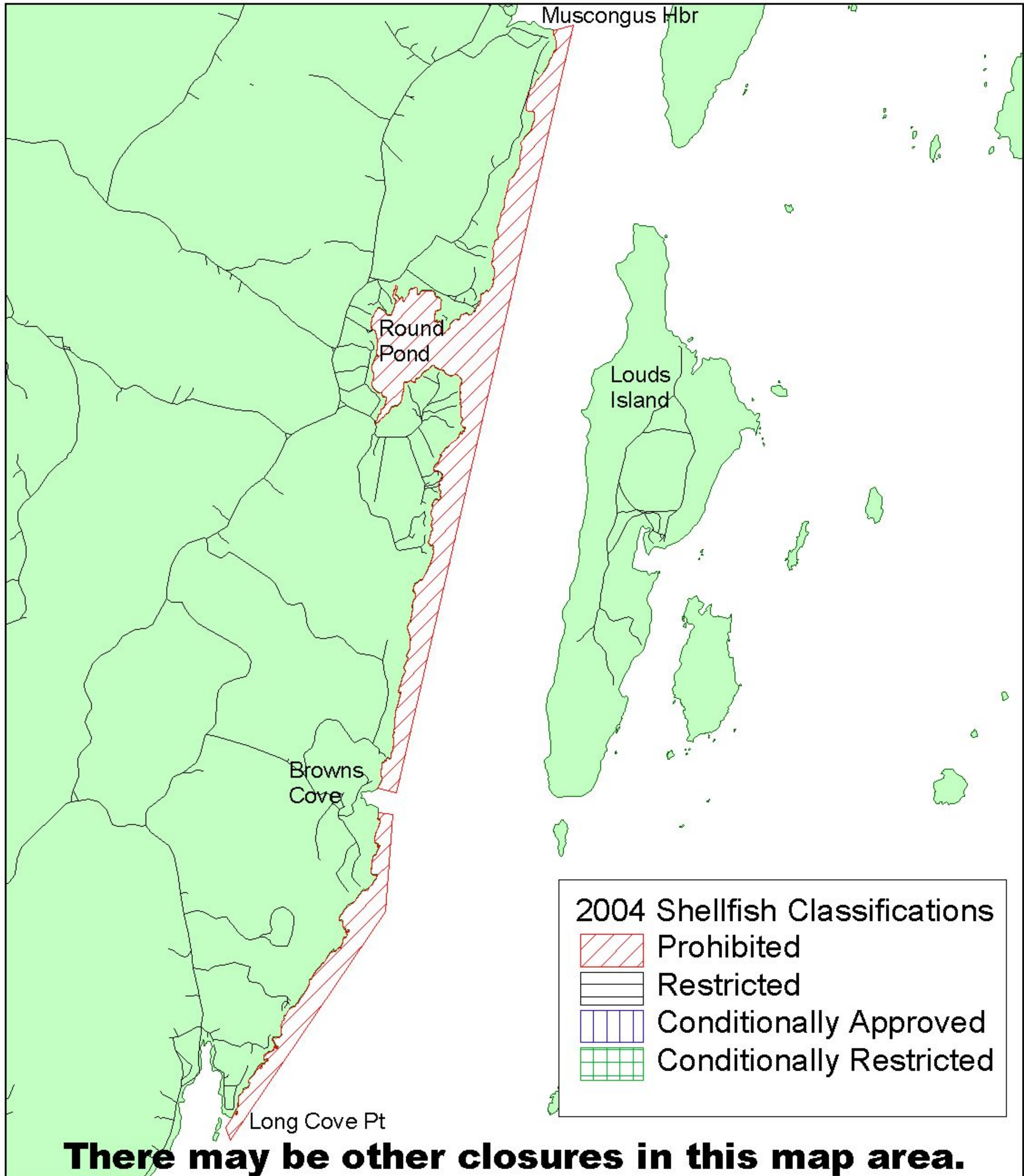
Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

10/6/04



C25D Long Cove Pt to Muscongus Hbr, Bristol



0.7 0 0.7 1.4 Miles